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Proposed Attorneys for Debtor

**UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION**

In re:

ERICKSEN, ARBUTHNOT, KILDUFF, DAY
& LINDSTROM, INC., a California
corporation,

Debtor.

Tax I.D. No. 94-2271850

Case No.: 23-40134-WJL

Chapter 11 Case

**STATUS REPORT FOR STATUS
CONFERENCE ON MARCH 8, 2023**

Status Conference:

Date: March 8, 2023
Time: 10:30 a.m. Pacific Time
Place: U.S. Bankruptcy Court
1300 Clay Street, Room 220
Oakland, CA 94612
or by Zoom

1 Ericksen, Arbuthnot, Kilduff, Day & Lindstrom, Inc. (“**Eriksen**” or “**Debtor**”), as debtor
2 and debtor in possession in the above-captioned chapter 11 case (the “**Chapter 11 Case**”), hereby
3 submits this status report (the “**Status Report**”) for the status conference scheduled for March 8,
4 2023, at 10:30 a.m. (the “**Status Conference**”).

5 The Debtor filed the Chapter 11 Case on February 3, 2023. A detailed description of the
6 facts and circumstances surrounding the Chapter 11 Case is provided in the first day declaration of
7 Kyle Everett, which was filed simultaneously with the Chapter 11 Case and is incorporated herein
8 by reference (Doc. No. 3) (the “**First Day Declaration**”). The Debtor also filed three “first day”
9 motions seeking authority to (a) pay its prepetition employee wages and continue certain employee
10 obligations (the “**Wage Motion**”), (b) continue using its cash collateral (the “**Cash Collateral**
11 **Motion**”), and (c) employ a noticing agent (respectively, Doc. Nos. 4-6) (the “**BMC Application**”
12 and, together with the Wage Motion and Cash Collateral Motion, the “**First Day Motions**”).
13 Besides the First Day Motions, the Debtor also filed a motion to reject four leases for locations
14 where the Debtor used to operate (Doc. No. 9) (the “**Lease Rejection Motion**”). The Court granted
15 the Wage Motion and Cash Collateral Motion on an interim basis and BMC Application on a final
16 basis during a hearing on February 9, 2023. The Debtor then filed its schedules, statement of
17 financial affairs and other court required disclosures on February 17, 2023. There is a continued
18 hearing on the Wage Motion and Cash Collateral Motion on February 24, 2023, at 10:30 a.m., and
19 the Lease Rejection Motion is scheduled for hearing along with the Status Conference on March 8,
20 2023, at 10:30 a.m. Additionally, the Section 341 Meeting of Creditors is scheduled for March 6,
21 2023, at 11:30 a.m.

22 The Debtor is continuing to wind down its affairs by, among other things, (i) completing
23 client billings through December 31, 2022, (ii) ensuring that former client matters are transferred
24 appropriately, (iii) vacating office spaces and consolidated physical and electronic files, and
25 (iv) collecting remaining accounts receivable. The Debtor’s proposed counsel and manager of the
26 firm in dissolution have been in contact with the Subchapter V Trustee regarding the likely contents
27 of a Chapter 11 Plan and anticipate filing a plan on or before the deadline on May 4, 2023. The
28 Debtor is confident that its accounts receivable collections efforts will be successful and, based on

1 projected collections, anticipates it can file a plan that provides a significant distribution to its
2 anticipated unsecured creditors. Finally, because the Debtor still has possession of some of its
3 former client files, the Debtor intends to file a motion requesting that the Court approve procedures
4 for notice to its former clients concerning either the abandonment, transfer, and/or destruction of
5 client files.

NOTICE

Notice of this Status Report, whether by facsimile, electronic mail, or U.S. mail, will be given to the following parties: (a) the United States Trustee for the Northern District of California; (b) all secured creditors; (c) the twenty largest unsecured creditors for the Debtor; (d) the Debtor's identified, interested taxing authorities, including the Internal Revenue Service; (e) the State Bar of California; (f) the landlords that are parties to office space leases with the Debtor; and (g) any party that has requested notice pursuant to Bankruptcy Rule 2002. The method of service for each party will be described more fully in the certificate of service prepared by BMC. The Debtor respectfully submits that, under the circumstances, such notice is sufficient, and that no other or further notice of this Status Report is required.

Dated: February 22, 2023.

Respectfully submitted,

BAKER & HOSTETLER LLP

By: /s/ Andrew V. Layden
Andrew V. Layden

Proposed Attorneys for Debtor